

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Dec 20, 2023

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JOHN PAUL MARTINEZ (2),

Defendant.

No. 2:22-CR-00121-MKD-2

ORDER GRANTING UNITED
STATES' MOTION TO DISMISS
INDICTMENT

ECF No. 132

Before the Court is the United States' Oral Motion to Dismiss Indictment, ECF No. 132. On December 20, 2023, the Court held a pretrial conference in this matter, at which the United States moved to dismiss the charges in the Indictment, ECF No. 1, against Defendant John Paul Martinez (2). Fed. R. Crim. P. 48(a) provides that "[t]he government may, with leave of court, dismiss an indictment, information, or complaint." The Court has reviewed the record and the motion and finds good cause grant leave to dismiss the Indictment.

1 Accordingly, **IT IS HEREBY ORDERED:**

2 **1.** The United States' Oral Motion to Dismiss Indictment, **ECF No. 132**,
3 is **GRANTED**.

4 **2.** The Indictment, **ECF No. 1**, is **DISMISSED WITH PREJUDICE** as
5 to Defendant John Paul Martinez (2).

6 **3.** All pending deadlines and hearings, if any, are **STRICKEN**, and all
7 pending motions, if any, are **DENIED AS MOOT**.

8 **IT IS SO ORDERED.** The Clerk's Office is directed to enter this Order,
9 provide copies to counsel, the U.S. Probation Office, and the U.S. Marshals
10 Service, and **CLOSE** the file.

11 **DATED** December 20, 2023.

12 *s/Mary K. Dimke*
13 MARY K. DIMKE
14 UNITED STATES DISTRICT JUDGE
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